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20 Attorneys for Defendant
21 CIGNA BEHAVIORAL HEALTH, INC.

22 **UNITED STATES DISTRICT COURT**
23 **NORTHERN DISTRICT OF CALIFORNIA**

24 PACIFIC RECOVERY SOLUTIONS d/b/a
25 WESTWIND RECOVERY, MIRIAM
26 HAMIDEH PHD CLINICAL PSYCHOLOGIST
27 INC. d/b/a PCI WESTLAKE CENTERS,
28 BRIDGING THE CAPS, INC., SUMMIT
ESTATE INC. d/b/a SUMMIT ESTATE
OUTPATIENT, on behalf of themselves and all
others similarly situated,

Plaintiffs,

vs.

CIGNA BEHAVIORAL HEALTH, INC., a
Minnesota corporation, and VIANT, INC., a
Nevada corporation,

Defendants.

Case No. 5:20-cv-02251-EJD

**DECLARATION OF WILLIAM P.
DONOVAN, JR. IN SUPPORT OF
DEFENDANT CIGNA BEHAVIORAL
HEALTH INC.'S MOTION TO DISMISS**

1 I, William P. Donovan, Jr., hereby declare:

2 1. I am a partner of the firm of McDermott Will & Emery LLP, attorneys for defendant
3 Cigna Behavioral Health, Inc. I have personal knowledge of the facts stated herein, and if called as
4 a witness, could and would testify competently thereto. I submit this Declaration in support of
5 Defendant Cigna Behavioral Health, Inc.'s Motion to Dismiss.

6 2. Attached hereto as Exhibit 1 is a true and correct copy of the webpage
7 https://my.cigna.com/public/legal_disclaimer.html, last accessed on June 3, 2020.

8 I declare, under penalty of perjury, that the foregoing is true and correct.
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Dated: June 4, 2020

By: /s/ William P. Donovan, Jr.

WILLIAM P. DONOVAN, JR

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